

✓ FILED ENTERED	RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
APR 30 2010	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY

United States District Court

DISTRICT OF NEVADA

DE/ASK/V.P. HILLMAN
Plaintiff/Petitioner,

v.

THE STATE OF NEVADA
Defendant/Respondent,

APPLICATION TO PROCEED *IN FORMA PAUPERIS*

CASE NUMBER: 3:10-cv-00271

I, _____, declare that I am the (*check the appropriate box*)

<input type="checkbox"/>	Plaintiff (filing 42 U.S.C. § 1983)	<input type="checkbox"/>	Movant (filing 28 U.S.C. § 2255 motion)
<input checked="" type="checkbox"/>	Petitioner (writ of habeas corpus 28 U.S.C. §§ 2254 or 2241)	<input type="checkbox"/>	Other
		<input type="checkbox"/>	Defendant/Respondent

in this case. I am unable to prepay the fees of this proceeding or give security because of my poverty. I acknowledge and consent that a portion of any recovery, as directed by the court, shall be paid to the clerk for reimbursement of all fees incurred by me as a result of being granted leave to proceed *in forma pauperis*.

In further support of this application, I answer the following questions:

1. Are you presently employed? Yes No
 - a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (List gross and net salary.)
 - b. If the answer is "no," state the date of last employment and the amount of the salary or wages per month which you received.
2. Have you received within the past twelve months any money from any of the following sources?

ADDITIONAL COURT NOTED THAT
THE PLAINTIFF ALREADY SUBMITTED 5 OR MORE
\$2,000 HUNDRED THOUSANDS BILL IN CASH TO THIS COURT
and evidence to ~~submit~~ ^{owner} ~~submit~~ IN 2008
herein

a. Business, profession or other form of self-employment? Yes No
 b. Rent payments, interest or dividends? Yes No
 c. Pensions, annuities or life insurance payments? Yes No
 d. Gifts or remittances? Yes No
 e. Any other sources? Yes No

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

HE IS A NONPAYER OWNER
OF THIS COURT AND THE COURT
CHARGED

N/A

Do you own any cash, or do you have money in checking or savings accounts (include any funds in prison accounts, and any funds on deposit with a bank, saving & loan, etc., outside the prison)?

HE IS THE MVOER AND HE OWN THIS N/A
COURT ~~NONPAYER FEES~~

If the answer is "yes," state the total value and location, including each account number, of the items owned (list the location of each account, type of account, and amount or balance in the account).

THIS IS THE MVOER OWN PROPERTY
HE OWN ALL THE MONEY IN HIS OWN N/A
COURT

Do you own or have any interest in any real estate, stocks, bonds, notes, trusts, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

THE MVOER IS A NONPAYER OWNER N/A
OF THIS COURT

If the answer is "yes," describe the property, its location and state its approximate value.

HE IS THE OWNER, AND MVOER OF THE
STATE OF NEVADA, AND OF THIS COURT N/A

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support each month.

HE MVOER OWNER OF THIS COURT
NOT HIS CONTRACT, AND MATERIAL N/A

6. Do you receive any income from disability, Social Security or any other pension?

OR HIM, COURT NOTED HE THE MVOER
DELASK PITTMA / DADDY PITT OWN THIS
COURT.

If the answer is "yes," describe the source and amount received each month.

HE MVOER IS A NONPAYER OWNER N/A
OF THIS COURT FOR HIS EMPLOYEES
JUDGES, AND CLERKS HIS COURT STAFF TO PROSECUTE
ALL ACTION

Have you placed any property, assets or money in the name or custody of anyone else in the last two years?

Yes No

N/A

If the answer is "yes," give the date, describe the property, assets or money, give the name of the person given custody of the item and the reason for the transfer.

COMES NOW THE MVOER HE Pray That This
COURT ~~RECONSIDER THE ACTION~~ Reconsider The ACTION
AND GRANT TO PROCEED IN FORMA PAUPERIS
1. IS hereby ORDER THIS COURT SHALL FILE
PROOF OF PAYMENT PAID. FILE WITH THIS
COURT THE OWNER THIS COURT NOTED
dded ~~IF THIS COURT DONT AGREE RETURN~~

ACKNOWLEDGMENT

I, the undersigned, acknowledge that I have read the foregoing and that the information contained therein is true and correct to my own knowledge and belief.

Further, I state that I have not directly or indirectly paid or caused to be paid to any inmate, agent of an inmate, or family member of any inmate a sum of money, favors or anything else for assistance in the preparation of this document or any other document in connection with this action.

Further, I acknowledge that if any of the information included in this motion for leave to proceed *in forma pauperis* is false or misleading, I understand that sanctions may be imposed against me. Those sanctions may include, but are not limited to, the following:

- (1) dismissal of my case with prejudice;
- (2) imposition of monetary sanctions;
- (3) the Nevada Department of Prisons may bring disciplinary proceedings for a violation of MJ-48 of the Code of Penal Discipline, which can include all sanctions authorized under the Code including the loss of good time credits and punitive confinement; and
- (4) perjury charges.

Further, I hereby authorize the United States District Court, District of Nevada, or its representative, to investigate my financial status, and authorize any individual, corporation, or governmental entity to release any such information to the said Court or its representative.

Further, I acknowledge and consent that a portion of any recovery, as directed by the court, shall be paid to the clerk for reimbursement of all fees and costs incurred by me as a result of being granted leave to proceed *in forma pauperis*.

Dated this 27 day of APRIL 2010

Delask Pittman
(Signature of Applicant)

Delask Pittman 58318

I understand that a false statement or answer to any question in this declaration will subject me to penalties of perjury. I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT. See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

Signed at (ESP) ELY STATE PRISON
(Location)

Delask Pittman
(Signature)

Delask Pittman
58318
(Inmate Prison Number)

ELY STATE PRISON
4589 N. STATE Rte
490, PO, BOX 1989
ELY NV 89301
ESP TEL 775-289-8800

1088

FINANCIAL CERTIFICATE

I request that an authorized officer of the institution in which I am confined, or other designated entity, such as Inmate Services for the Nevada Department of Prisons (NDOC), complete the below Financial Certificate.

I understand that:

RCVD IN SER 18FEB 8

(1) if I commence a petition for writ of habeas corpus in federal court pursuant to 28 U.S.C. § 2254, the filing fee is \$5.00, and that such fee will have to be paid by me if the current account balance (line #1 below), or the average account balance (line #2 below), or the average deposits to my account (line #3), whichever is greater, is \$20.00 or more;

(2) if I commence a civil rights action in federal court pursuant to 42 U.S.C. § 1983, the filing fee is \$350.00, which I must pay in full; and

(a) if my current account balance (line #1 below) is \$350.00 or more, I will not qualify for *in forma pauperis* status and I must pay the full filing fee of \$350.00 before I will be allowed to proceed with the action;

(b) if I do **NOT** have \$350.00 in my account as reflected on line #1 below, before I will be allowed to proceed with an action I will be required to pay 20% of my average monthly balance (line #2 below), or the average monthly deposits to my account (line #3 below), whichever is greater, and thereafter I must pay installments of 20% of the preceding month's deposits to my account in months that my account balance exceeds \$10.00 (if I am in the custody of the NDOC, I hereby authorize the NDOC to make such deductions from deposits to my account, and I further understand that if I have a prison job, then the 20% of my paycheck that is guaranteed to me as spendable money will be sent to the court for payment of the filing fee); and

(c) I must continue to make installment payments until the \$350.00 filing fee is fully paid, without regard to whether my action is closed or my release from confinement.

Type of action (check one): civil rights habeas corpus~~DELAsh Ottman~~

INMATE NAME (printed)

~~DeLaSh Ottman~~ 58318
SIGNATURE & PRISON NUMBER

1. CURRENT ACCOUNT BALANCE

2. AVERAGE MONTHLY BALANCE*

3. AVERAGE MONTHLY DEPOSITS*

4. FILING FEE (based on #1, #2 or #3, whichever is greater)

* for the past six (6) months, from all sources, including amount in any savings account that is in excess of minimum amount that must be maintained

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

(Please sign in ink in a
(color other than black.)

2/8/10

DATE

AUTHORIZED OFFICER

ATL

TITLE

Dear MS Mason
Hi ~~Inmates~~ services
MS Mason

I have 3 cases and
I need a ~~financial~~ certificate
process and return
back to me soon
as possibl please

Thank you

~~Delash Pittman~~
~~Delash Pittman~~
58318 HIGH desert
STATE PRISON
P.O. BOX, 650
MIDIAN SPNISON,
Nevada 89070

RCVD IN SER 10 FEB 8

2/08/10
13:47:08Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
TRUSTEES TRUST ACCOUNT ACTIVITY

2009/08/09 THRU 2010/02/08

DELESK, PITTMAN 58318

DATE	TYPE	FUND	DESCRIPTION	DEPOSIT	WITHDRAWAL	BALANCE
2009/08/09		TRUS2	OPENING BALANCE			00
2010/02/08		TRUS2	CLOSING BALANCE			00
2009/08/09		TRUST	OPENING BALANCE			00
2010/02/08		TRUST	CLOSING BALANCE			00
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2/30/10
13:47:08

DELASK, PITTMAN
58318

Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/08/09 THRU 2010/02/08

TRAN DATE	DAILY BALANCE	DAILY DEPOSITS	NUMBER OF DEPOSITS
2009/08/09	.00	.00	0
2009/08/10	.00	.00	0
2009/08/11	.00	.00	0
2009/08/12	.00	.00	0
2009/08/13	.00	.00	0
2009/08/14	.00	.00	0
2009/08/15	.00	.00	0
2009/08/16	.00	.00	0
2009/08/17	.00	.00	0
2009/08/18	.00	.00	0
2009/08/19	.00	.00	0
2009/08/20	.00	.00	0
2009/08/21	.00	.00	0
2009/08/22	.00	.00	0
2009/08/23	.00	.00	0
2009/08/24	.00	.00	0
2009/08/25	.00	.00	0
2009/08/26	.00	.00	0
2009/08/27	.00	.00	0
2009/08/28	.00	.00	0
2009/08/29	.00	.00	0
2009/08/30	.00	.00	0
2009/08/31	.00	.00	0
2009/09/01	.00	.00	0
2009/09/02	.00	.00	0
2009/09/03	.00	.00	0
2009/09/04	.00	.00	0
2009/09/05	.00	.00	0
2009/09/06	.00	.00	0
2009/09/07	.00	.00	0
2009/09/08	.00	.00	0
2009/09/09	.00	.00	0
2009/09/10	.00	.00	0
2009/09/11	.00	.00	0
2009/09/12	.00	.00	0
2009/09/13	.00	.00	0

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13:47:08

DELASK, FITTMAN 58348

Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/08/09 THRU 2010/02/08

2

TRAN DATE	DAILY BALANCE	DAILY DEPOSITS	NUMBER OF DEPOSITS
2009/09/14	.00	.00	0
2009/09/15	.00	.00	0
2009/09/16	.00	.00	0
2009/09/17	.00	.00	0
2009/09/18	.00	.00	0
2009/09/19	.00	.00	0
2009/09/20	.00	.00	0
2009/09/21	.00	.00	0
2009/09/22	.00	.00	0
2009/09/23	.00	.00	0
2009/09/24	.00	.00	0
2009/09/25	.00	.00	0
2009/09/26	.00	.00	0
2009/09/27	.00	.00	0
2009/09/28	.00	.00	0
2009/09/29	.00	.00	0
2009/09/30	.00	.00	0
2009/10/01	.00	.00	0
2009/10/02	.00	.00	0
2009/10/03	.00	.00	0
2009/10/04	.00	.00	0
2009/10/05	.00	.00	0
2009/10/06	.00	.00	0
2009/10/07	.00	.00	0
2009/10/08	.00	.00	0
2009/10/09	.00	.00	0
2009/10/10	.00	.00	0
2009/10/11	.00	.00	0
2009/10/12	.00	.00	0
2009/10/13	.00	.00	0
2009/10/14	.00	.00	0
2009/10/15	.00	.00	0
2009/10/16	.00	.00	0
2009/10/17	.00	.00	0
2009/10/18	.00	.00	0
2009/10/19	.00	.00	0

2/08/10
13:47:08Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/08/09 THRU 2010/02/08

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1 DELASK, FITTMAN 58318

3	4	5	6	7	8	9	10
	TRAN DATE	DAILY BALANCE	DAILY DEPOSITS	NUMBER OF DEPOSITS			
	2009/10/20	.00	.00	0			
	2009/10/21	.00	.00	0			
	2009/10/22	.00	.00	0			
	2009/10/23	.00	.00	0			
	2009/10/24	.00	.00	0			
	2009/10/25	.00	.00	0			
	2009/10/26	.00	.00	0			
	2009/10/27	.00	.00	0			
	2009/10/28	.00	.00	0			
	2009/10/29	.00	.00	0			
	2009/10/30	.00	.00	0			
	2009/10/31	.00	.00	0			
	2009/11/01	.00	.00	0			
	2009/11/02	.00	.00	0			
	2009/11/03	.00	.00	0			
	2009/11/04	.00	.00	0			
	2009/11/05	.00	.00	0			
	2009/11/06	.00	.00	0			
	2009/11/07	.00	.00	0			
	2009/11/08	.00	.00	0			
	2009/11/09	.00	.00	0			
	2009/11/10	.00	.00	0			
	2009/11/11	.00	.00	0			
	2009/11/12	.00	.00	0			
	2009/11/13	.00	.00	0			
	2009/11/14	.00	.00	0			
	2009/11/15	.00	.00	0			
	2009/11/16	.00	.00	0			
	2009/11/17	.00	.00	0			
	2009/11/18	.00	.00	0			
	2009/11/19	.00	.00	0			
	2009/11/20	.00	.00	0			
	2009/11/21	.00	.00	0			
	2009/11/22	.00	.00	0			
	2009/11/23	.00	.00	0			
	2009/11/24	.00	.00	0			

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DELASK, FITTMAN 58318

Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/08/09 THRU 2010/02/08

TRAN DATE	DAILY BALANCE	DAILY DEPOSITS	NUMBER OF DEPOSITS
2009/11/25	.00	.00	0
2009/11/26	.00	.00	0
2009/11/27	.00	.00	0
2009/11/28	.00	.00	0
2009/11/29	.00	.00	0
2009/11/30	.00	.00	0
2009/12/01	.00	.00	0
2009/12/02	.00	.00	0
2009/12/03	.00	.00	0
2009/12/04	.00	.00	0
2009/12/05	.00	.00	0
2009/12/06	.00	.00	0
2009/12/07	.00	.00	0
2009/12/08	.00	.00	0
2009/12/09	.00	.00	0
2009/12/10	.00	.00	0
2009/12/11	.00	.00	0
2009/12/12	.00	.00	0
2009/12/13	.00	.00	0
2009/12/14	.00	.00	0
2009/12/15	.00	.00	0
2009/12/16	.00	.00	0
2009/12/17	.00	.00	0
2009/12/18	.00	.00	0
2009/12/19	.00	.00	0
2009/12/20	.00	.00	0
2009/12/21	.00	.00	0
2009/12/22	.00	.00	0
2009/12/23	.00	.00	0
2009/12/24	.00	.00	0
2009/12/25	.00	.00	0
2009/12/26	.00	.00	0
2009/12/27	.00	.00	0
2009/12/28	.00	.00	0
2009/12/29	.00	.00	0
2009/12/30	.00	.00	0

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**Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/08/09 THRU 2010/02/08**

DE LASK, FITTMAN 58318

TRAN. DATE	DAILY BALANCE	DAILY DEBITS	DAILY DEPOSITS	NUMBER OF
6 2009/12/31	.00	.00	.00	0
7 2010/01/01	.00	.00	.00	0
8 2010/01/02	.00	.00	.00	0
9 2010/01/03	.00	.00	.00	0
10 2010/01/04	.00	.00	.00	0
11 2010/01/05	.00	.00	.00	0
12 2010/01/06	.00	.00	.00	0
13 2010/01/07	.00	.00	.00	0
14 2010/01/08	.00	.00	.00	0
15 2010/01/09	.00	.00	.00	0
16 2010/01/10	.00	.00	.00	0
17 2010/01/11	.00	.00	.00	0
18 2010/01/12	.00	.00	.00	0
19 2010/01/13	.00	.00	.00	0
20 2010/01/14	.00	.00	.00	0
21 2010/01/15	.00	.00	.00	0
22 2010/01/16	.00	.00	.00	0
23 2010/01/17	.00	.00	.00	0
24 2010/01/18	.00	.00	.00	0
25 2010/01/19	.00	.00	.00	0
26 2010/01/20	.00	.00	.00	0
27 2010/01/21	.00	.00	.00	0
28 2010/01/22	.00	.00	.00	0
29 2010/01/23	.00	.00	.00	0
30 2010/01/24	.00	.00	.00	0
31 2010/01/25	.00	.00	.00	0
32 2010/01/26	.00	.00	.00	0
33 2010/01/27	.00	.00	.00	0
34 2010/01/28	.00	.00	.00	0
35 2010/01/29	.00	.00	.00	0
36 2010/01/30	.00	.00	.00	0
37 2010/01/31	.00	.00	.00	0
38 2010/02/01	.00	.00	.00	0
39 2010/02/02	.00	.00	.00	0
40 2010/02/03	.00	.00	.00	0
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DELASK, FIT TRIEN 58318

Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/03/09 THRU 2010/02/08

DATE	DAILY BALANCE	DAILY DEPOSITS	NUMBER OF DEPOSITS
2010/02/05	.00	.00	0
2010/02/06	.00	.00	0
2010/02/07	.00	.00	0
2010/02/08	.00	.00	0
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Nevada Department of Corrections
INMATE FINANCIAL CERTIFICATE
2009/08/09 THRU 2010/02/08

~~DELASK. FITTMAN~~ 58318

5331

START DATE	END DATE	BALANCES	PAYS	BALANCE
7 2009/08/09	2009/09/08	.00	30	.00
8 2009/09/09	2009/10/08	.00	30	.00
9 2009/10/09	2009/11/08	.00	31	.00
10 2009/11/09	2009/12/08	.00	30	.00
11 2009/12/09	2010/01/08	.00	31	.00
12 2010/01/09	2010/02/08	.00	31	.00

14 15 16	START_DATE	END_DATE	TOTAL DEPOSITS	NUMBER OF DEPOSITS	AVERAGE MONTHLY DEPOSITS
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19
20
21 CURRENT ACCOUNT BALANCE 2010/09/08 .00
22

23	AVERAGE MONTHLY BALANCE	4,00
24		
25	AVERAGE MONTHLY DEPOSITS	4,00

27 AVERAGE TOTAL MONTHLY DEPOSIT .00 ✓
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